

FTW



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
REQUEST FOR FULLY INITIALED PTO-1449 FORM
AFTER ALLOWANCE

Response under 37 CFR
§1.116 expedited procedure.
Examining Group: 2643
(MPEP §714.13)

APPLICANT(S): Arndt, et al. DOCKET NO: P03,0366
SERIAL NO.: 10/675,305 ART UNIT: 2643
FILED: September 30, 2003 EXAMINER:
CONF. NO. 5361
TITLE: "FEEDBACK COMPENSATION DEVICE AND METHOD, AND HEARING
AID DEVICE EMPLOYING SAME"

5 Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

10 Dear Sir:

Applicants thank the Examiner for his consideration and allowance of the above-identified case.

Upon further review of the Notice of Allowance, Applicants note that in the Notice of Allowance mailed October 1, 2004, the initialed PTO-1449 form associated with the Information Disclosure Statement submitted January 9, 2004 has a number of references that are crossed off, indicating that they were not considered by the Examiner. The Examiner indicated that these were not considered because English-language translations were not provided.


First, Applicants note that crossed-off references AP-AR are in English, so no translation is needed for their consideration. Reference AA corresponds to reference AN, and reference AB corresponds to reference AO. 37 CFR §1.56(c) requires a concise explanation of relevance for non-English language information. Pursuant to MPEP §609(III)(A)(3), submission of an English-language equivalent application may be submitted to fulfill this requirement. To the extent the Examiner has considered references AA and AB, he has considered references AN and AO.

Finally, an English-language abstract was provided with reference AL and AM. Pursuant to MPEP §609(III)(A)(3), submission of an English language abstract of a reference may fulfill the requirement for a concise explanation. The Examiner should initial the references for which

the requirements of the regulations and procedures have been fulfilled—with respect to references AL and AM, this would be an indication that the abstract and drawings had been considered in the determination of patentability.

Applicants are providing a clean copy of the PTO-1449 form and respectfully request that these references be indicated as considered by the Examiner.

Respectfully submitted,

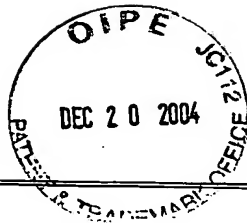
 (Reg. No. 45,877)

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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Mail Stop Issue Fee, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 on December 17, 2004.


Mark Bergner Attorney for Applicants



Sheet 1 of 1

Form PTO-1449

INFORMATION DISCLOSURE CITATION
IN AN APPLICATION
(use several sheets if necessary)

Docket No.
P03,0366Serial No.
10/675,305Applicant
Arndt et alFiling Date
September 30, 2003Group Art Unit
2643

U.S. PATENT DOCUMENTS

Examiner's Initials		Document Number	Date	Name	Class	Subclass	Filing Date If appropriate
	AA	6,539,091	03/25/2003	Schertler			
	AB	6,618,481	09/09/2003	Schmidt			
	AC						
	AD						
	AE						
	AF						
	AG						
	AH						
	AI						
	AJ						
	AK						

FOREIGN PATENT DOCUMENTS

		Document Number	Date	Country	Class	Subclass	Translation	
							Yes	No
	AL	196 35 878	03/05/1998	Germany			Abstract	
	AM	196 9 580	09/17/1998	Germany			Abstract	
	AN	197 14 966	04/01/1999	Germany			See AA	
	AO	198 05 942	08/12/1999	Germany			See AB	
	AP	WO 00/19605	04/06/2000	International				
	AQ	WO 01/10170	02/08/2001	International				
	AR	1 191 814	03/27/2002	Europe				
	AS							

OTHER PRIOR ART (Including Author, Title, Date, Pertinent Pages, Etc.)

	AT	
	AU	
	AV	
	AW	

Examiner

Date Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.